

1 [Increasing Penalties for Certain Crimes Committed on Municipal Transportation Agency  
2 Vehicles, Platforms or in Bus Zones]

3 **Ordinance amending the San Francisco Police Code by amending Article 2, Section**  
4 **123, and Article 17, Section 1291, to increase from \$500 to \$1,000 the maximum**  
5 **allowable fine for the crimes of aggressive pursuit and of loitering while carrying a**  
6 **concealed weapon, where the violation occurs on vehicles, platforms, or bus zones of**  
7 **the Municipal Transportation Agency.**

8 NOTE: Additions are *single-underline italics Times New Roman*;  
9 deletions are ~~*strike-through italics Times New Roman*~~.  
10 Board amendment additions are double-underlined;  
11 Board amendment deletions are ~~strikethrough normal~~.

12 Be it ordained by the People of the City and County of San Francisco:

13 Section 1. The San Francisco Police Code is hereby amended by amending  
14 Section 123, to read as follows:

15 **SEC. 123. PENALTY.**

16 Any person violating Section 122 of this Article shall be guilty of aggressive pursuit, and  
17 upon conviction thereof, shall be subject to a fine of not more than \$500, or by imprisonment  
18 in the County Jail for a term not to exceed six months, or by both such fine and imprisonment.

19 Any person who shall violate Section 122 on a Municipal Transportation Agency transit platform or  
20 vehicle or within 25 feet of a bus zone shall be guilty of a misdemeanor, the penalty for which shall be  
21 imprisonment in the County Jail for a period not exceeding six months, or by a fine not exceeding one  
22 thousand dollars (\$1,000), or by both such fine and imprisonment.

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1 Section 2 The San Francisco Police Code is hereby amended by amending  
2 Section 1291, to read as follows:

3 **SEC. 1291. PROHIBITING LOITERING WHILE CARRYING CONCEALED WEAPONS.**

4 (a) As used in this Section, but in no wise limited thereto, "dangerous or deadly  
5 weapon" shall mean: any knife with a blade three inches or more in length; any spring-blade,  
6 switch-blade, or snap-blade or other similar type knife; any knife any blade of which is  
7 automatically released by a spring mechanism or other mechanical device; any ice pick, or  
8 similar sharp, stabbing tool; any straight edge razor or any razor blade fitted to a handle; any  
9 cutting, stabbing, bludgeoning weapon or device capable of inflicting grievous bodily harm.

10 (b) It shall be unlawful for any person, while carrying concealed upon his person any  
11 dangerous or deadly weapon, to loaf or loiter upon any public street, sidewalk, or alley, or to  
12 wander about from place to place, with no lawful business thereby to perform, or to hide, lurk,  
13 loiter upon or about the premises of another.

14 (c) It shall be unlawful for any person who has concealed upon his person or who has  
15 in his immediate physical possession any dangerous or deadly weapon to engage in any fight  
16 or to participate in any other rough or disorderly conduct upon any public place or way or upon  
17 the premises of another.

18 (d) It shall be unlawful for any person who has concealed upon his person any  
19 dangerous or deadly weapon to loiter about any place where intoxicating liquors are sold or  
20 any other place of public resort.

21 (e) The foregoing restrictions shall not be deemed to prohibit the carrying of ordinary  
22 tools or equipment carried in good faith for uses of honest work, trade or business or for the  
23 purpose of legitimate recreation.

24 (f) Any person who shall violate this Section shall be guilty of a misdemeanor, the penalty for  
25 which shall be imprisonment in the County Jail for a period not exceeding six months, or by a fine not

1 exceeding five hundred dollars (\$500), or by both such fine and imprisonment. Any person who shall  
2 violate this Section on a Municipal Transportation Agency transit platform or vehicle or within 25 feet  
3 of a bus zone shall be guilty of a misdemeanor, the penalty for which shall be imprisonment in the  
4 County Jail for a period not exceeding six months, or by a fine not exceeding one thousand dollars  
5 (\$1,000), or by both such fine and imprisonment.

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8 APPROVED AS TO FORM:  
9 DENNIS J. HERRERA, City Attorney

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11 By: \_\_\_\_\_  
12 THOMAS J. OWEN  
13 Deputy City Attorney

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